

**PUBLIC CHAPTER NO. 498**

**HOUSE BILL NO. 2234**

**By Representatives Lois DeBerry, Odom**

**Substituted for: Senate Bill No. 2172**

**By Senators Kyle, Herron, Marrero**

AN ACT to amend Tennessee Code Annotated, Sections 53-10-306(c) and (d), relative to access to the controlled substance monitoring database.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 53-10-306(c), is amended by deleting the subsection in its entirety and by substituting instead the following:

(c) Any information disseminated pursuant to subdivisions (a)(1), (2), (3), (4), or (5) shall be released to the individual or entity requesting the information by the database manager or by password protected internet access.

SECTION 2. Tennessee Code Annotated, Section 53-10-306(d), is amended by deleting the subsection in its entirety and by substituting instead the following:

(d) Any licensed practitioner or pharmacist receiving patient-specific information pursuant to subdivisions (a)(1), (2), (3), or (4) shall not disclose the information to any person other than:

(1) The patient to whom the information relates and then only for the purpose of adjusting the patient's treatment plans or counseling the patient to seek substance abuse treatment; and

(2) Other dispensers identified by the information and then only for the purposes of verifying the accuracy of the information.

SECTION 3. Tennessee Code Annotated, Section 53-10-309, is amended by deleting the subsection in its entirety and by substituting instead the following:

The committee shall report annually on the outcome of the program with respect to its effect on distribution and abuse of controlled substances, including recommendations for improving control and prevention of diversion of controlled substances in this state. The committee shall also file an annual report with the house and senate general welfare committees starting on or by February 1, 2008 and each

year thereafter to include a monthly analysis about tracking the individuals or entities who/that access the database and the security measures taken to ensure that only authorized persons or entities access the database.

SECTION 4. This act shall take effect upon becoming a law, the public welfare requiring it.

**PASSED: June 7, 2007**

  
\_\_\_\_\_  
JIMMY NAIFEH, SPEAKER  
HOUSE OF REPRESENTATIVES

  
\_\_\_\_\_  
RON RAMSEY  
SPEAKER OF THE SENATE

**APPROVED this 21st day of June 2007**

  
\_\_\_\_\_  
PHIL BREDESEN, GOVERNOR